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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

YAJUN GUO

Serial No.: 08/872,527

Filed: June 11, 1997

For: **CELLULAR VACCINES AND
IMMUNOTHERAPEUTICS AND
METHODS FOR THEIR
PREPARATION**

)
) **Group Art Unit: 1644**
)

) **Examiner: Dibrino, M.**
)

) *Dec.*
) *1 filed in parent case*
)

DECLARATION OF YAJUN GUO

1. I am an inventor of pending claims 1-4, 6-10, 12, 13, 20-23 and 52-53 of U.S. Patent Application Serial No. 08/872,527, filed June 4, 1997. I have reviewed the Office Action for that application mailed January 20, 2000.

2. The Examiner rejects claims 1-4, 6-10, 12, 13, 20-23 and 52-53 based on the Shi et al., *Proc. Amer. Assoc. Cancer Res.*, Volume 37, page 480, Abstract No. 3278 (1996) reference. I am an author of that reference.

3. None of the authors listed of the publication who are not inventors of the present invention (i.e., Shi, L.H., Che, X.Y., Wu, M.C., Shen, F., Xie, T.P., Cui, Z.F. and Wang, X.N.) contributed in any way to the conception of claims rejected over Shi et al. in the above-captioned application. Rather, they derived their knowledge of the claimed invention from the named inventor, i.e., myself.



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4. The authors listed of the publication who are not inventors performed experiments described in the publication and were under my direction and supervision.

5. Prior to the March 1996 publication date of the reference cited above, I conceived of, and reduced to practice, the invention of claims 1-4, 6-10, 12, 13, 20-22 and 52-53 as evidenced by the fact that I am an author of the publication cited above with this publication date.

I declare that all statements made herein are based on my own personal knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any

Dated: 5/16/00


DR. YAJUN GUO